

10/540031

JC20 Rec'd /PTO 22 JUN 2005

PATENT APPLICATION  
Q-88450

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Heinz FOCKE et al

PCT/EP2003/013609

Filed: June 22, 2005

Appln. No. NOT YET KNOWN

Confirmation No.: NOT YET KNOWN

Filed: June 22, 2005

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**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith with the exception of GB '783 and DE '680 which were cited in the International Search Report and forwarded to the USPTO by WIPO.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action

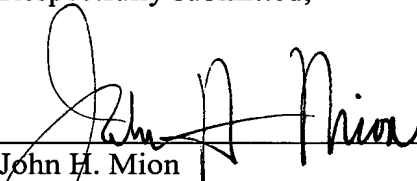
## INFORMATION DISCLOSURE STATEMENT

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a counterpart German Search Report citing such documents, together with an English-language version of that portion of the Search Report indicating the degree of relevance found by the German Patent Office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

  
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Substitute for form 1449 A & B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	
				Confirmation Number	
				Filing Date	
				First Named Inventor	
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	

10/540031

NOT YET KNOWN

June 22, 2005

Heinz FOCKE (deceased) et al

NOT YET KNOWN

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## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code <sup>2</sup> (if known)		

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation <sup>6</sup>
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)			
		GB	2 099 783		12/15/1982	MOLINS PLC	
		DE	24 00 680		8/1/1974	FOCKE PFUHL VERPACK AUTOMAT	
		DE	42 05 879	C1	8/19/1993	MASCHINENFABRIK ALFRED SCHMERMUND GMBH & CO.	
		DE	31 16 156	C2	4/28/1983	FOCKE & CO.	
		DE	25 32 112	C2	7/3/1986	R.J. REYNOLDS TOBACCO CO.	
		DE	43 43 803	A1	6/29/1995	MASCHINENFABRIK ALFRED SCHMERMUND GMBH & CO.	
		DE	31 31 596	A1	2/24/1983	FOCKE & CO	
		GB	1 010 218		11/17/1965	MOLINS ORGANISATION LIMITED	

## OTHER ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is indicate here if English language Translation is attached.